IN THE HIGH COURT OF JUDICATURE AT BOMBAY
APPELLATE SIDE
Criminal Application Nos.3332 to 3356 of 2007

Skilt Fabricators Pvt.Ltd. & ors. Applicants
Vs.
State of Maharashtra & anr. Respondents

Mr.R.Sathyanarayanan for applicants.

Mr.P.A.Pol, APP in Appln.Nos.3332 to 3338 of 2007.

Mr.D.P.Adsule, APP in Appln.Nos.3339 to 3344 of 2007.

Mr.A.S.Shitole,APP in Appln.Nos.3345 to 3350 of 2007.

Mr.D.R.More, APP in Appln.Nos.3351 to 3356 of 2007.

CORAM: B.H.MARLAPALLE, J.

October 15, 2007.

P.C.

. Heard Mr.Sathyanarayanan, the learned counsel for the applicants.

. The applicants in all these applications are common and they are seeking similar relief. They claim that in the pending criminal proceedings initiated at the instance of the Provident Fund Inspector under the Employees' Provident Fund & Miscellaneous Provisions Act, 1952 the applicants, who are original accused nos.1, 3 and 4 have filed an

application for being discharged and more particularly on the grounds that all the provident fund dues including the penal charges have been remitted. These applications purported to be treated under Section 245 of Cr.P.C. came to be filed on 13/2/2002 and during the last about six years they are still pending. In the mean while non-bailable warrants have been issued against the applicant nos.2 and 3 on 27/4/2007.

. It is hereby directed that the pending applications for discharge in all the criminal complaints i.e. Criminal Cases i.e. C.C. Nos.64/PF/2001 to 71/PF/2001, 72/PF/2001, 73/PF/2001 to 80/PF/2001 and 81/PF/2001 to 88/PF/2001 be heard and decided on their own merits as expeditiously as possible and in any case by 31st March 2008 by the learned Addl. Chief Metropolitan Magistrate, 47thy Court at Esplanade, Mumbai. The non-bailable warrant issued against applicant no.3 stands suspended till 31st March 2008 and the applicant no.2 shall appear before the learned Addl. Chief Metropolitan Magistrate and apply for suspension of the non-bailable warrant till the pending discharge applications are decided. The non-bailable warrant

issued on 27/4/2007 stands suspended against the applicant no.2 till 28th October 2007.

. The applications are disposed off in terms of the above directions.

. Writ to go to the trial Court forthwith.

(B.H.MARL